

**RECEIVED
CENTRAL FAX CENTER**


APR 28 2005

TELEFACSIMILE TRANSMISSION
to
THE UNITED STATES PATENT AND TRADEMARK OFFICE

TO:	Examiner Steadman	FROM:	SHELLY GUEST CERMAK
FAX:	703.872.9306	REF. NO:	US-1260
VOICE:		PAGES	12 (incl. this sheet)
App. No.:	09/466,935	DATE:	April 28, 2005

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) This Facsimile Cover Sheet (1 page)
- 2) Amendment Transmittal Cover Sheet (2 pages)
- 3) Supplemental Amendment (9 pages)



Shelly Guest Cermak
Registration Number 39,571

The information contained in this facsimile message may be privileged, confidential, and protected from disclosure. If you are not the intended recipient, any further disclosure or use, dissemination, distribution, or copying of this message or any attachment is strictly prohibited. If you think that you have received this transmission in error, please destroy it and notify the sender.

Shelly Guest Cermak
Registered U.S. Patent Attorney
cermaks@ajiusa.com

Cermak & Kenealy, LLP
515 E. Braddock Road, Suite B
Alexandria, VA 22314
703.778.6608

CERMAK | KENEALY LLP

AN INTELLECTUAL PROPERTY MICROBOUTIQUE™ LAW FIRM

Shelly Guest Cermak
+1 703 778 6608 (V)
+1 703 652 5101 (F)
cermakst@ajiusa.com

515-B E. Braddock Road
Alexandria, VA 22314 USA

April 28, 2005

Box Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA. 22313-1450

In re application of: Livshits et al.
Application. No.: 09/466,935
Filing Date: December 20, 1999
Atty. Docket No. US-1260
Title: NOVEL GENE AND METHOD FOR PRODUCING L-AMINO ACIDS

Sir:

Transmitted herewith is an Amendment in the above-identified application. Please find enclosed:

- ☒ Amendment and Request for Reconsideration: 9 pages.
- ☐ Petition for Extension of time from the Office Action, mailed _____, _____ months to _____ : _____ pages
- ☐ Information Disclosure Statement: _____ pages.
- ☐ PTO-1449: _____ pages.
- ☐ _____ cited references.
- ☐ PTO-2038 Credit Card Payment Form (fee calculated as shown below): _____ pages.
- ☐ Other: _____
- ☐ A fee is required, as calculated below:

	(Col. 1)		(Col. 2)	(Col. 3)
	<i>Claims Remaining After Amendment</i>		<i>Highest No. Previously Paid For</i>	Extra
Total		minus	20	
Indep.		minus	3	

☐ **First Presentation of Multiple Dependent Claims**

SMALL ENTITY		OR	LARGE ENTITY	
<i>Rate</i>	<i>Fee</i>		<i>Rate</i>	<i>Fee</i>
x \$25 =	\$	OR	x \$50 =	\$
x \$100 =	\$	OR	x \$200 =	\$
+ \$180 =	\$	OR	+ \$360 =	\$
Total	\$	OR	Total	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

U.S. Patent and Trademark Office

Page 2 of 2


28 April 2005

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

Please accept payment of the above-calculated fees, and any extension of time fees, or any IDS fees by the following payment method:

- ☐ Please charge Deposit Account No. 50-3077 in the amount of \$
☐ A check in the amount of \$ is enclosed.
☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to
☒ Deposit Account No. 50-3077
☐ the credit account identified in PTO-2038.
☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
☒ Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,



Shelly Guest Cermak
Reg. No. 39,571

U.S. P.T.O. Customer No. 38108

Cermak & Kenealy, LLP
515 F. Braddock Road, Suite B
Alexandria, VA 22314
703.778.6608

Date: April 28, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Livshits et al.

Art Unit: 1652

Application No.: 09/466,935

Examiner: Steadman

Filing Date: December 20, 1999

Attorney Ref. No.: US-126

For: NOVEL GENE AND METHOD FOR
PRODUCING L-AMINO ACIDS

Via Facsimile to 703 872 9306

SUPPLEMENTAL AMENDMENT

Mail Stop Non-fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to picking up this RCE for action and further to our amendment filed March 14, 2005, please consider the following amendment to the claims.

Amendments to the Claims begin on page 2.

Remarks begin on page 8.